

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

FILED
SEP 05 2008
[Signature]
CLERK

UNITED STATES OF AMERICA,

CR 06-40001

Plaintiff,

vs.

ORDER

RUBEN PERALEZ,

Defendant.

Pending before the Court is the Defendant's Plea Agreement and Factual Basis Statement. A hearing to take the plea was held before the Magistrate Judge on August 19, 2008, and Judge Simko issued a Report and Recommendation recommending to this Court that the plea be accepted and the Defendant be adjudged guilty as charged in the Indictment with Possession of a Firearm with an Obliterated Serial Number in violation of 18 U.S.C. §§ 922(k). After a careful review of the file, and the time for objections having expired,

IT IS ORDERED:

1. That the Magistrate Judge's Report and Recommendation is ADOPTED by the Court, the plea is accepted and the Defendant Ruben Peralez is adjudged guilty.

Dated this 5th day of September, 2008.

BY THE COURT:

[Signature: Lawrence L. Piersol]

Lawrence L. Piersol
United States District Judge

ATTEST:
JOSEPH HAAS, CLERK

BY: *[Signature: Shelly Margulies]*

DEPUTY